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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Our Ref: 1038-1102 MIS:ja

In re Application

No.: 09/673,133
Filing Date: April 12, 1999
Applicant: Lisa E. Myers
Title: TRANSFERRIN RECEPTOR GENES OF MORAXELLA

October 9, 2002

The Commissioner of Patents
and Trademarks,
Washington, D.C. 20231,
U. S. A.

RENEWED PETITION UNDER 37 CFR 1.47(a)

AND RENEWED PETITION TO ACCEPT DECLARATION UNDER 37 CFR 1.497

Dear Sirs:

This communication is in response to the dismissal of the request to accept Declaration under 37 CFR 1.497 dated September 10, 2002. Reconsideration is requested having regard to the contents of this letter.

In the Decision on Petition dated May 2, 2002, it was noted that the Declaration submitted on January 3, 2002, contained two identical sheets of page 3 and two identical sheets of page 4, with each page signed by different inventors and hence, the Declaration was not properly executed. The Decision noted that it appeared that two separate complete Declarations had been pieced together into one complete Declaration and the inventors were presented with an incomplete Declaration.

In response to this Decision, a Renewed Petition was submitted on June 14, 2002, with two separate different Declarations with the appropriate supplemental pages. In the Decision dated September 10, 2002, it was noted that the reply did not indicate that the two separate Declarations submitted June 11, 2002, are in fact, complete copies of the Declaration actually executed by the inventors.

The Decision stated:

"An explanation is required to explain whether the two separate declarations now submitted were generated from the single previously filed defective declaration (in which case, newly executed oath/declaration is required) or whether the two declarations are in fact true copies of complete declarations actually executed by the inventors."

The undersigned can confirm that the two Declarations are in fact two copies of complete Declarations actually executed by the inventors.

It is submitted that the Declarations now are acceptable under 37 CFR 1.497.

Respectfully submitted,



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